

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF GEORGIA  
ATLANTA DIVISION**

IN RE: ARC AIRBAG INFLATORS  
PRODUCTS LIABILITY LITIGATION

MDL No. 3051

Case No: 1:22-md-03051-ELR

**DEFENDANT BAYERISCHE  
MOTOREN WERKE  
AKTIENGESELLSCHAFT'S  
MOTION TO DISMISS  
PLAINTIFFS' CORRECTED  
CONSOLIDATED CLASS  
ACTION COMPLAINT FOR  
LACK OF PERSONAL  
JURISDICTION PURSUANT  
TO FED. R. CIV. P. 12(b)(2)**

Defendant Bayerische Motoren Werke Aktiengesellschaft ("BMW AG") *pecially appears*<sup>1</sup> and moves to dismiss Plaintiffs' Corrected Consolidated Class Action Complaint ("CCAC" or "Operative Complaint") (Dkt. 157). BMW AG seeks an order dismissing the CCAC with prejudice pursuant to Fed. R. Civ. P. 12(b)(2) because the Court lacks personal jurisdiction over BMW AG in this action.

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<sup>1</sup> This Motion is not intended to waive any arguments BMW AG may have under Rule 12(b)(6). If the Court does not dismiss BMW AG for lack of personal jurisdiction, BMW AG reserves its right to then file a Rule 12(b)(6) motion for failure to state a claim.

Respectfully submitted this 19th day of December, 2024.

/s/ Eric Y. Kizirian

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